(LAND ONLY) NOTICE OF TAX FORECLOSURE SALE

Under and by virtue of an order of the Superior Court of Durham County, North Carolina, made and entered in the action entitled "County of Durham and City of Durham vs. Marsha L. Edwards et al", and filed in Durham County at 07 CVD 2828, the undersigned Commissioner will, on the 9th day of February, 2010 (postponed from the 12th day of January), offer for sale and sell for cash, to the last and highest bidder at public auction, in or near the Main Street Entrance to the Durham County Judicial Building in Durham, North Carolina, at 12:00 o'clock, Noon, the following described real property, lying and being in City Township, State and County aforesaid, and more particularly described as follows:

ESTIMATED MINIMUM BID \$ 3,852.00

2300 Fitzgerald Avenue Durham County Parcel ID 116095 Durham County GIS PIN No. 0820-08-77-9905

LYING on the western side of Fitzgerald Avenue and being all of Lot 90 of THE FITZGERALD DEVELOPMENT as per plat and survey thereof now on file in Plat Book 3 at Page 151 in the Office of the Register of Deeds of Durham County, to which plat reference is hereby expressly made for a more particular description of same.

The sale will be made subject to all outstanding city and county taxes and all local improvement assessments against the above-described property not included in the judgment in the above-entitled cause. A deposit of 10 percent of the successful bid will be required.

This is the 20th day of January

R. Douglas Davis, Commissioner 3600 N. Duke Street, Ste 110 Durham, NC 27704-1709

Phone: 919-477-0280